



AN ORDINANCE

BY COUNCILMEMBER CARLA SMITH

AUTHORIZING THE MAYOR OR HER DESIGNEE TO WAIVE THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CITY OF ATLANTA CODE OF ORDINANCES, TO PROVIDE THAT A CERTAIN SUBDIVISION SD-05-43 (2115 MEADOR AVENUE) APPLICANT DEPOSIT A DOLLAR AMOUNT (\$11,107.41) EQUAL TO THE VALUE OF THE REQUIRED SIDEWALK CONSTRUCTION INTO A DESIGNATED TRUST FUND ACCOUNT FOR DISTRICT 1; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the application for the subdivision of land submitted by the developer, in compliance with the provisions of Section 15-09.003 to provide sidewalks on both sides of existing as well as proposed streets; and

WHEREAS, the construction of sidewalks along the frontage of this subdivision would adversely affect the appearance and character of the neighborhood due to the lack of any existing sidewalks on the streets that contain the proposed subdivided lots to which the sidewalks could connect; and

WHEREAS, the City and area residents would be better served by the construction of sidewalks and pedestrian improvements in the area of said subdivision with in District 1.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: The requirements of Section 15-09.003 of the City of Atlanta Code of Ordinance, which requires that applications for subdivision of land provide sidewalks are hereby waived for subdivision SD-05-43 (2115 Meador Avenue).

SECTION 2: That the waiver of said requirements for the aforementioned application are conditioned upon the agreement of the applicant to pay the City of Atlanta a dollar amount equal to the value of construction (\$11,107.41) of said sidewalks as required by Section 1509.003 and as determined by the Commissioner of Department of Public Works.

SECTION 3: That before the Director of Bureau of Building issues any building permit for construction within the subdivisions sited above, said funds (\$11,107.41) shall be deposited in Trust Fund Account 3P02 424101 Y63T19039999, to be used for pedestrian improvements and sidewalk construction only in Council District 1.

SECTION 4.: That all other requirements of the Code of Ordinances for the subdivisions sited above shall remain in full force and effect.

SECTION 5: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

A true copy

Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

June 20, 2005

June 29, 2005

RCS# 6751
6/20/05
3:36 PM

Atlanta City Council

Regular Session

CONSENT I CONSENT I PG(S) 4-21 05-R-1086 05-R-1084
05-O-0972 05-R-1093 05-O-0906 05-R-0905
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 2

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	B Shook	B Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

		6/20/05
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSE ON CONSENT
1. 05-O-1075 2. 05-O-1076 3. 05-O-1078 4. 05-O-1101 5. 05-O-1102 6. 05-O-1103 7. 05-O-1089 8. 05-O-1099 9. 05-O-0904 10. 05-O-0910 11. 05-O-0911 12. 05-O-0912 13. 05-O-0916 14. 05-O-0968 15. 05-O-0976 16. 05-O-1080 17. 05-O-0981 18. 05-O-0982 19. 05-O-1085 20. 05-O-1104 21. 05-O-1105 22. 05-O-1106 23. 05-O-0960 24. 05-O-0961 25. 05-R-1060 26. 05-R-1061 27. 05-R-1077 28. 05-R-1098 29. 05-R-1067 30. 05-R-1068	31. 05-R-1069 32. 05-R-1072 33. 05-R-0903 34. 05-R-1062 35. 05-R-1063 36. 05-R-1064 37. 05-R-1054 38. 05-R-1055 39. 05-R-1056 40. 05-R-1057 41. 05-R-1073 42. 05-R-1074 43. 05-R-1108 44. 05-R-1116 45. 05-R-1117 46. 05-R-0819 47. 05-R-1043 48. 05-R-1044 49. 05-R-1047 50. 05-R-1049 51. 05-R-1019 52. 05-R-1020 53. 05-R-1021 54. 05-R-1022	55. 05-R-1023 56. 05-R-1024 57. 05-R-1025 58. 05-R-1026 59. 05-R-1027 60. 05-R-1028 61. 05-R-1029 62. 05-R-1030 63. 05-R-1031 64. 05-R-1032 65. 05-R-1033 66. 05-R-1034 67. 05-R-1035 68. 05-R-1036 69. 05-R-1037 70. 05-R-1038 71. 05-R-1039 72. 05-R-1040 73. 05-R-1041 74. 05-R-1042

#22

(Do not write above line)
05-1028

AN ORDINANCE *Willa Smith*
BY COUNCILMEMBER CARLA SMITH

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ADOPTED BY
JUN 20 2005

COUNCIL

- ☐ CONSENT REFER
- ☐ REGULAR REPORT REFER
- ☐ ADVERTISE & REFER
- ☐ 1st ADOPT 2nd READ & REFER
- ☒ PERSONAL PAPER REFER

Date Referred *6/6/05*
Referred To: *City Utilities*
Date Referred
Referred To:
Date Referred
Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Members

Willa Smith

Willa Smith

Willa Smith

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)
Other

Members

Refer To

- FINAL COUNCIL ACTION**
- ☒ 2nd
 - ☐ 1st & 2nd
 - ☐ 3rd
 - ☒ Consent
 - ☐ V Vote
 - ☒ RC Vote

CERTIFIED

JUN 20 2005

CERTIFIED
JUN 20 2005
Willa Smith
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUN 29 2005

WITHOUT SIGNATURE
BY OPERATION OF LAW